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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/285,773	04/05/1999	GARRY A. MERCALDI	M4065.165/PI	4121

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EXAMINER

UMEZ ERONINI, LYNETTE T

ART UNIT

PAPER NUMBER

1765

28

DATE MAILED: 10/17/2002

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

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This communication is a Notice of Non-Responsive Amendment. Applicant is required to elect one species from Groups A, B, C, and D. See the following details.

**Election/Restrictions**

This application contains claims directed to the following patentably distinct species of the claimed invention:

A. A composition requiring and a composition excluding hydrofluoric acid,

    A1    hydrofluoric acid (required)

    A2    hydrofluoric acid (excluded)

B. A composition requiring and a composition excluding nitric acid,

    B1    nitric acid (required)

    B2    nitric acid (excluded)

C. A composition requiring and a composition excluding propylene glycol,

    C1    propylene glycol (required)

    C2    propylene glycol (excluded) and

D. A composition requiring and a composition excluding isopropanol

    D1    isopropanol (required)

    D2    isopropanol (excluded)

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Applicant must choose one species from each of Groups A-D.

Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a). Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

*Lynette T. Umeg-Eurini*

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October 17, 2002